

Remarks

Reconsideration of this Application is respectfully requested. Claims 1-18, 26, and 27 are pending in the application, of which claims 1 and 10 are independent. By the foregoing Amendment, claims 1-3, 5-12 and 14-18 are sought to be amended. Claims 26 and 27 are sought to be added. Claims 19-25 were cancelled without prejudice or disclaimer. No new matter is embraced by this amendment and its entry is respectfully requested. Based on the above Amendment and the remarks set forth below, it is respectfully requested that the Examiner reconsider and withdraw all outstanding rejections.

Rejection under 35 U.S.C. § 103

The Examiner, on page 3 of the Final Office Action, has rejected claims 1-3, 6-12, and 15-18 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,892,900 to Ginter. Applicants respectfully traverse this rejection. Based on the remarks set forth below, Applicants respectfully request that this rejection be reconsidered and withdrawn. Please note that the Examiner, on page 3 of the Final Office Action, titles this rejection as “*Claim Rejections – 35 USC § 103*”, but rejects these claims in paragraph 7 as being anticipated by Ginter. Applicants are responding to the rejection as a 103 rejection.

With respect to independent claim 1, the Examiner states that Ginter teaches every element of the claim with the exception of “receiving the license via a secure out of band transfer. Applicants have amended claim 1, rendering this rejection moot. Applicants respectfully submit that Ginter does not appear to teach Applicants element

of: “responsive to the digital media content being encrypted, obtaining a license from a license server to decrypt the digital media content, wherein access to the license by the one or more media rendering devices is based on a plurality of usage rules, wherein a local license server issues the license to the one or more rendering devices according to the usage rules of the license, and wherein the digital media content is capable of being shared amongst the rendering devices.” In fact, Ginter does not appear to teach a local license server.

For at least these reasons, Applicants respectfully submit that the present invention, as recited in claim 1, is patentable over Ginter. Independent claim 10 also recites similar elements to those of claim 1. Therefore, independent claims 1 and 10, and the claims that depend therefrom (claims 2-9 and 26, and 11-18 and 27, respectively), are patentable over Ginter. Reconsideration and withdrawal of this rejection is respectfully requested.

The Examiner, on page 8 of the Final Office Action, has rejected claims 3-5 and 12-14 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,892,900 to Ginter in view of U.S. Patent Application No. 20050066353 to Fransdonk. Applicants respectfully traverse this rejection. Claims 3-5 and 12-14 depend from independent claims 1 and 10, respectively, and are patentable over Ginter for at least the reasons stated above. Applicants therefore respectfully request that the Examiner reconsider and withdraw the rejection of dependent claims 3-5 and 12-14.

The Examiner, on page 9 of the Final Office Action, has rejected claims 4, 5, 13, and 14 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,892,900. As indicated above, claims 4, 5, and 13, 14 depend from independent claims 1 and 10,

respectively, and are patentable over Ginter for at least the reasons stated above. Applicants therefore respectfully request that the Examiner reconsider and withdraw the rejection of dependent claims 4, 5, 13, and 14.

Conclusion

All of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all currently outstanding rejections and that they be withdrawn. It is believed that a full and complete response has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Response is respectfully requested.

Respectfully submitted,

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